# SALINA-SPAVINAW TELEPHONE COMPANY, INC.

May 4, 2012

#### VIA ELECTRONIC FILING

Ms. Marlene H. Dortch, Secretary Federal Communications Commission 445 12<sup>th</sup> Street SW Washington, DC 20554

Re: CC Docket 02-33 – Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by Salina Spavinaw Telephone Co., Inc. (Study Area 432022)

Dear Ms. Dortch:

Pursuant to the Commission's Wireline Broadband Order, Salina Spavinaw Telephone Co., Inc. hereby provides notice of its intent to discontinue offering wireline broadband internet access service on a tariffed basis. Effective July 3, 2012, Salina Spavinaw Telephone Co., Inc., plans to offer wireline broadband internet access service on a permissive detariffed, common carriage basis.

Please direct any questions to the undersigned.

Sincerely,

Debbie Ailey Co-Comptroller

Cc: FW& Co.

**NECA Region Manager** 

Ms. Marlene Dortch, Secretary Federal Communications Commission May 4<sup>th</sup>, 2012 Page 2

> Notice of Permissive Detariffing of Wireline Broadband Internet Access Service Effective July 3, 2012

> > Salina Spavinaw Telephone Co., Inc. (STUDY AREA 432022) 7136 S. Yale – Suite 208 Tulsa, OK 74136 Telephone (918)496-8166

> > > CC Docket No. 02-33

May 4, 2012

Salina Spavinaw Telephone Co., Inc. hereby provides notice that in intends to cease offering wireline broadband internet access service on a tariffed basis. Effective July 3, 2012 Salina Spavinaw Telephone Co., Inc. will begin offering wireline broadband internet access service on a Title II, common carriage, permissive detariffed basis pursuant to paragraph 94 of the Federal Communications Commission's Wireline Broadband Order.1 The geographic areas affected are those Salina Spavinaw Telephone Co., Inc. exchanges where DSL is technically feasible.

Today, this service is provided to Salina Spavinaw Telephone Co., Inc. The ISP purchases wireline broadband access service for use as a component in their broadband internet service sold to residential and business consumers. End user service provided will not be affected by discontinuance of the tariffed offering by Salina Spavinaw Telephone Co., Inc. As stated in the attached customer notice, Salina Spavinaw Telephone Co., Inc. will continue to offer services to existing ISP customers under current rates, terms and conditions until the end of their current term or upon replacement with a Broadband Commercial Agreement. Broadband Commercial Agreements will be made available in a nondiscriminatory manner to any provider desiring to purchase wireline broadband access service for use as a component in its broadband internet service sold to consumers.

See Appropriate Framework for Broadband Access to the Internet Over Wireline Facilities, Universal
ServiceObligations of Broadband Providers, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and
Notice of Proposed Rulemaking, 20 FCC Red 14853 (2005). FCC 05-150 (rel. September 23, 2005), (Wireline
Broadband Order)

# SALINA-SPAVINAW TELEPHONE COMPANY, INC.

#### CERTIFICATE OF SERVICE

- I, Debbie Ailey, Co-Comptroller, do certify that I have, on this 4th day of May, 2012:
- 1. Served by first class mail a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Governor Mary Fallin 2300 N Lincoln Blvd., Room 212 Oklahoma City, OK 73105

Secretary of Defense Attn: Special Assistant for Telecommunications 1400 Defense Pentagon Washington, DC 20301-1400

2. Served via paper a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Oklahoma Corporation Commission Attn: Telecommunications Divison Jim Thorpe Building 2101 N Lincoln Oklahoma City, OK 73105

3. Served via paper a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Salina Spavinaw Telephone Co., Inc. 7136 S. Yale – Suite 208 Tulsa, OK 74136

### SALINA-SPAVINAW TELEPHONE COMPANY, INC.

May 4th, 2012

Salina Spavinaw Telephone Co., Inc. 7136 S. Yale – Suite 208 Tulsa, OK 74136

Re: CC Docket 02-33 – Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by Salina Spavinaw Telephone Co., Inc. (Study Area 432022)

### Dear Valued Customer:

Our records indicate that Salina Spavinaw Telephone Co., Inc. is currently purchasing wholesale broadband transport services from Salina Spavinaw Telephone Co., Inc. under NECA Tariff No. 5 ("Tariff"). This letter is to advise you that Salina Spavinaw Telephone Co., Inc., study area 432022 will discontinue provisioning service on July 3, 2012 pursuant to the Tariff. Services will be made available to you on a common carrier, non-tariffed basis. The existing relevant rates, terms and conditions will not change until the end of your term or until replaced by a Broadband Commercial Agreement.

The actions described above are taken in accordance with the FCC's Report and Order (FCC 05-150) released September 23, 2005 in Docket No. 02-33. In this order the FCC determined that facilities-based wireline broadband internet service providers could offer their services on a common carrier, permissively detariffed basis.

No action is necessary on your part. However, if you have any questions, please feel free to contact me.

Sincerely,

Debbie Ailey

Co-Comptroller

CC: FW & Co.

**NECA Region Manager**